



[1662/611055]

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants : YAHALOMI et al.  
Serial No. : 10/693,166  
Filed : October 23, 2003  
For : **POLYMORPHIC FORMS OF NATEGLINIDE**  
Examiner : Karl J. Puttlitz  
Art Unit : 1621

**Mail Stop AF**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

on

Date: January 28, 2008

Signature: *Nel Berouy*

**NOTICE OF APPEAL**

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner made in the Final Office Action dated July 27, 2007, rejecting claims 97-99, 101, and 102.

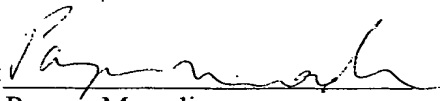
The Commissioner is hereby authorized to charge payment of the 37 C.F.R. 1.191 Notice of Appeal fee of **\$510.00** to the deposit account of Kenyon & Kenyon LLP, Deposit Account No. **11-0600**. Any additional fees deemed necessary should also be charged to Deposit Account No. 11-0600. Two additional copies of this Notice are enclosed for that purpose.

02/01/2008 SPENB0B3 00000022 110600 10693166  
02 RC1401 510.00 DA

A request for a three-month extension of time to respond to the Office Action dated July 27, 2007, is being filed concurrently herewith, which resets the response date to January 27, 2008.

Respectfully submitted,

Dated: January 28, 2008

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